

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of :)	
)	
Linda TROLINDER, et al.)	Group Art Unit: 1638
)	
Serial No.: 09/921,922)	Examiner: David H. Kruse, Ph.D.
)	
Filed: August 6, 2001)	

For: HERBICIDE TOLERANT COTTON PLANTS AND METHODS FOR PRODUCING
AND IDENTIFYING SAME

STATEMENT REGARDING SEED DEPOSIT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

According to the "RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT ISSUED PURSUANT TO RULE 7.3 AND VIABILITY STATEMENT ISSUED PURSUANT TO RULE 10.2", dated May 23, 2001 ("Receipt"), the seed sample was received by the American Type Culture Collection (Manassas, VA 20110-2209), which is an International Depository Authority. The seeds were received and accepted by the American Type Culture Collection on April 26, 2001. The seeds were deposited on behalf of Aventis Cropscience N.V. The identification reference provided by the depositor was "Seed from cotton, *Gossypium hirsutum*: EE-GH1". The Patent Deposit Designation is PTA-3343.

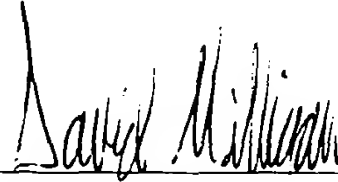
These seeds were deposited under the Budapest Treaty and all restrictions imposed by the depositor on the availability to the public of the deposited material will be irrevocably removed upon the grant of the patent. As a courtesy, a copy of the Receipt is attached hereto.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 50-0206.

Respectfully submitted,

Dated: October 7, 2003

By:



David H. Milligan
Registration No. 42,893

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ATCC

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BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE

INTERNATIONAL FORM

RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT ISSUED PURSUANT TO RULE 7.3 AND VIABILITY STATEMENT ISSUED PURSUANT TO RULE 10.2

To: (Name and Address of Depositor or Attorney)

Aventis Cropscience N.V.
Attn: Liesbet Paemen
Jozef Plateastraat 22
B-9000 Gent
Belgium

Deposited on Behalf of: Aventis Cropscience N.V.

Identification Reference by Depositor:

Patent Deposit Designation

Seed from cotton, *Gossypium hirsutum*: EE-GH1

PTA-3343

The seeds were accompanied by: a scientific description a proposed taxonomic description indicated above.
The seeds were received April 26, 2001 by this International Depository Authority and have been accepted.

AT YOUR REQUEST: ☒ We will inform you of requests for the seeds for 30 years.

The seeds will be made available if a patent office signatory to the Budapest Treaty certifies one's right to receive, or if a U.S. Patent is issued citing the seeds and ATCC is instructed by the United States Patent & Trademark Office or the depositor to release said seeds.

If the seeds should die or be destroyed during the effective term of the deposit, it shall be your responsibility to replace them with viable seeds of the same.

The seeds will be maintained for a period of at least 30 years from date of deposit, or five years after the most recent request for a sample, whichever is longer. The United States and many other countries are signatory to the Budapest Treaty.

The viability of the seeds cited above was tested May 7, 2001. On that date, the seeds were viable.

International Depository Authority: American Type Culture Collection, Manassas, VA 20110-2209 USA.

Signature of person having authority to represent ATCC:


Tanya Nunnally, Patent Specialist, Patent Depository

Date: May 23, 2001

cc: Mr. Rob Schulman